

VERY VIOLENT WOMAN

Such Is Mrs. Douglas, According to Her Husband's Allegations.

SHE BLACKENED HIS EYES

OTHERWISE ABUSED AND THREATENED TO KILL HIM.

White Man Sues For Damages For Being Called "Colored"—Ex-Revenue Collector Cabell's Case—Burglar Malloy Sentenced to 18 Months' Imprisonment in the Penitentiary—Jurors For the Criminal Court—Miscellaneous Doings of the Courts.

J. Marcus Douglas has filed suit for divorce from Mattie A. Douglas, alleging that the marriage took place at Ogden on Feb. 2, 1896, and that the defendant has been guilty of cruel treatment of the plaintiff in that at various times she used loud, boisterous and abusive language towards him, and in anger struck him a severe blow on the side of the face which caused his face to turn black. It is also alleged that Mrs. Douglas struck him a severe blow on the eye and bruised and blackened it. She many times threatened to kill him, he says, and he fears that she actually will kill him. She also swears at him and uses vile and abusive language. Wherefore he prays for a decree of divorce and such other relief as may to the court seem proper.

CASE AGAINST CABELL.

Ex-Revenue Collector Wants to Demur to the Indictment.

The case of R. H. Cabell, formerly deputy United States revenue collector, now under indictment for embezzling \$3,290 government funds and whose trial is set for next month, came up before Judge Norrell yesterday on motion of the defendant's attorney for leave to withdraw Cabell's former plea of not guilty and to enter a demurrer to the indictment.

The defendant entered a plea of not guilty a long time ago and when the case came up to be set for trial a week ago, it was intimated that the plea would be changed to guilty. Attorney Frank Pierce was in the case from the beginning, but by some misunderstanding it was thought that assistant counsel would be employed in good time and Mr. Pierce was never shown a copy of the indictment. A few days ago Mr. Varian was called in and he and Mr. Pierce, on reading the indictment, desired to enter a demurrer, but Judge Marshall overruled the application to be allowed to file the same on the ground that it was now too late for such a proceeding.

The grounds of the proposed demurrer are that the indictment is indefinite as it does not state with sufficient clearness the duties on which the offense is alleged to have been committed, and does not state the kind of money alleged to have been embezzled.

A NOVEL COMPLAINT.

White Man Sues For Damages For Being Called "Colored."

Charles H. Schaffner has entered in the United States district court a novel complaint against R. L. Polk & Co., alleging that on March 1, 1897, the defendant company published a directory of Salt Lake City in which the plaintiff's name appeared as follows: "Schaffner, Charles H. (col'd), leader 2nd infantry band, U. S. A., Fort Douglas." It is alleged that the defendant meant thereby that the plaintiff was a negro, which the plaintiff denies, and that by reason of the said publication he has been and is now greatly injured and prejudiced and has suffered great loss and has been greatly damaged in his selling stock of the company in the sum of \$2,500, for which judgment is prayed.

THE COUNTY ANSWER.

The Complaint Filed by the Oregon Short Line Railway Company.

The answer of the county treasurer in the case of the Oregon Short Line Railway company against Stephen H. Lynch, county treasurer of Salt Lake county, was yesterday filed in the Third district court. It is admitted that the treasurer has received stock of the company was assessed for taxation and that \$20,000 of the tax was apportioned to Salt Lake county; but it is denied that it was the duty of the state board of equalization to apportion the same among the several school districts through which the plaintiff's line runs. It is then alleged that according to law the sum appropriated to Salt Lake county and the Salt Lake schools was correct, because the burden of police protection given to the company is borne by Salt Lake City and the property of the plaintiff is taxed in and not found outside of Salt Lake county except as it passes back and forth and is temporarily away from the station in Salt Lake. Defendant therefore prays that the suit be dismissed.

JURY VENIRE

For Service in the Criminal Division of the District Court.

A venire for 25 petit jurors for service in the criminal division of the Third district court was yesterday issued by Judge Norrell. The venire was made returnable next Monday. The following are the names which were drawn from the box:

Charles A. Harper, Jr., Thomas A. Smith, Robert W. Campbell, Joseph P. Simmons, Nephth Haskinson, P. G. Hoffman, Hyrum Olsen, C. W. Gilks, Samuel R. Connelly, William Scott, Edwin D. Crowther, J. N. Eldredge, Jr., W. W. Wilson, V. H. Pease, Samuel Seddon, Samuel Galeazzi, Andrew S. Gray, S. H. Auerbach, John Watson, James Sharp, James Taylor, Albert Eskrine, Peter Van Houten, William Hart, John B. Dumphy, James Johnson.

BURGLAR SENTENCED.

William Malloy Sent to the Penitentiary For Eighteen Months.

William Malloy, who pleaded guilty on Nov. 29 to a charge of having burglarized the barn of the Pioneer Nursery company at State and Twelfth South streets on Oct. 1, was brought into court yesterday to be sentenced.

Royal makes the food pure, wholesome and delicious.



ROYAL BAKING POWDER
Absolutely Pure
NEW YORK

He told Judge Norrell that it was the last scrap of the kind he had ever seen in and asked the court to deal as leniently as possible with him. His honor, after giving him some good advice, sentenced him to 18 months' imprisonment in the state prison.

PLEADS NOT GUILTY.

E. F. Walker, the Ex-Nightwatchman, Before Judge Norrell.

E. F. Walker, the former nightwatchman who stands charged with burglarizing the warehouse of the Dunhalter Baking company, was brought before Judge Norrell to plead. He entered a plea of not guilty and his trial was set for Dec. 10.

Attorneys W. P. Gunter and D. C. Elchman will defend him.

A Valuable Diamond Ring.

The case of the Freed Furniture and Carpet company against Philip Schwartz, was on trial yesterday before Judge Cherry and a jury, with Mr. R. G. Shepard representing the plaintiff, and Messrs. A. T. Schroeder and E. C. Jacobson for the defendant.

The case was originally tried before Justice Grant H. Smith, who rendered judgment for the plaintiff for \$150, from which the defendant appealed. The suit was brought to recover the possession of one diamond ring, alleged to be wrongfully retained by the defendant. In case delivery could not be had, the plaintiff asked for its value, \$225. The trial was not concluded at adjourning time.

Petition For Writ of Review.

Burton & Joy yesterday filed in the district court a petition for a writ of review to compel Justice Turbull of Bingham to certify to the district court certain proceedings in which the justice rendered judgment in favor of Daniel Harrington, and against these petitioners for \$85.90.

It is alleged that Burton & Joy, in a cross complaint, claimed \$921.22, and that the justice had no jurisdiction to try the case. Judge Cherry issued the writ, returnable for argument on Dec. 11.

Constable Sued For Damages.

N. W. McLeod yesterday entered suit in Justice Sommer's court to recover \$250 from T. C. Patten, constable of the 1st ward. Joseph E. Taylor and Geo. E. Woolley, bondsmen of Mr. Patten, are also made defendants. Plaintiff alleges that the constable illegally levied an execution on a saloon in which the plaintiff had an interest, and closed up the establishment, to his damage in the sum named.

A Bad Boy.

Louisa Levin, the old lady who sells newspapers at the corner of Second South and Main streets, yesterday lodged a complaint in Justice Stewart's court against a 14-year-old boy, Emil Levin, charging the lad with truancy and general incorrigibility. She says the youth is utterly beyond her control and that he is a very bad boy. The case is set for trial today, with a view of Emil being committed to the reform school.

Federal Court Orders.

Attorneys Aurelius Miner, P. A. Dix, Jesse Root and George P. Bhen were admitted to the bar of the United States district and circuit courts.

United States vs. O. J. Salsbury and Monroe Salsbury; application to file amended complaint withdrawn.

American Loan and Trust company vs. Oregon Short Line Railway company; hearing on motion for deficiency judgment continued until Monday next.

A. B. Child vs. Union Pacific receivers; motion to transfer case to Northern division denied, on objection of defendants.

Verdict For the Defendant.

The damage suit brought by Mary Hepworth against George C. Lambert et al., reached the jury yesterday forenoon, and the verdict of the jury was returned. The plaintiff sued to recover \$20,000 damages for the death of her husband, who was killed by falling down an elevator shaft in the Jennings building on First South street.

District Court Orders.

D. B. Debrank vs. E. N. Jenkins; dismissed on motion of the plaintiff.

A. C. Furstenburg vs. Andrew Amundsen et al.; judgment for the plaintiff for \$250.

F. C. Carthy et al. vs. John Beck; judgment for the plaintiff for \$114.75 by default.

Court Cullings.

John C. Carlisle has entered suit against Elizabeth Snedker et al., to quiet title to a certain piece of real property, described as part of lot 2, township 2 south, range 1 west, of Salt Lake meridian.

Issue Oliver, Jr. is the defendant in a criminal proceeding charging him with committing a heinous crime against nature. The hearing was partly held before Justice McMaster yesterday afternoon, and continued until this morning.

Yesterday the trial of the mining contest case of John Strickley et al. vs. Elmer Hill, was resumed before Judge Hies. The contest was between the owners of the Amazon Mining claim No. 2, and the Navajo claim in the West Mountain mining district, both sides claiming an area of ground as part of the claims mentioned. The hearing was proceeding when court adjourned until today.

Mrs. Stark, Pleasant Ridge, O., says: "After two doctors gave up my boy to die, I saved him from ruin by using One Minute Cough Cure." It is the quickest and most certain remedy for coughs, colds and all throat and lung troubles. A. C. Smith, C. D. Swift.

Gray's Laxative Pellets cure constipation.

ON TO THE KLONDIKE

Big Rush Anticipated When Spring Opens.

PASSENGER MEN CONFER

INQUIRIES BEING RECEIVED FROM EVERY STATE.

Through Tourist Car Service Becoming a Fad—Union Pacific Reorganization Committee Will Get the Kansas Pacific—Other Railway Notes—Notes and Personals.

So important has become the question of Klondike travel with the general passenger agents of this city, that Messrs. Wadleigh and Burleigh, of the Rio Grande Western and Oregon Short Line, held a conference upon the subject yesterday.

That there will be a great rush to the diggings next spring is more than certain. Requests for information come from all over the union. Both general passenger agents have stacks of the same which has been accumulating during the past week. Every state in the Union is represented in these letters. The mail brings new ones every day.

The Short Line people have been getting out a circular on the Klondike, which will be completed in a day or two and ready for mailing. There are 50,000 of these and they are complete compendiums of information concerning Alaska and how to get there and what to take on the trip. The first inquiry is made for a copy of the circular and then the clerks in the office of the general passenger agent will have something to do mailing them to inquirers who are anxiously awaiting knowledge of the El Dorado in the frozen north.

The Short Line is not alone in this matter. The Western people are taking every means at hand to furnish information to seekers after truth, even to writing personal letters in response to inquiries.

The meeting which was held yesterday by the two passenger agents, was for the purpose of unifying interests so far as possible, in obtaining traffic. The meeting was of a nature not calculated to produce newspaper information, but both gentlemen were satisfied at its conclusion and there is but little doubt that from this time on there will be special attention given to Klondike business.

THROUGH CAR SERVICE.

It is Getting to be a Fad of Late For the Traveling Public.

It seems to be the fashion nowadays to inaugurate through car service from New York City to the Pacific coast. These cars are increasing in number daily. The Lehigh Valley has recently inaugurated a through line via the Grand Trunk and Rock Island, the Denver & Rio Grande, the Western and the Southern Pacific. The Erie saw something had to be done and it has put on a new car, the Erie Limited, which connects with the Santa Fe at Chicago and then with the Southern Pacific on the lower route. This car runs from New York to Los Angeles.

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Official facsimile of Medal Awarded

DR. PRICE'S CREAM BAKING POWDER



WORLD'S FAIR, CHICAGO, 1893

\$50,000 Union Pacific Coal company. First 5's, and \$50,000 reorganization certificates for the Kansas division.

ANOTHER RECORD.

Union Pacific Train Made a Remarkable Fast Run.

Omaha, Nov. 29.—The Union Pacific has made another record for fast running. A mail train has been shot across the country from Cheyenne to Council Bluffs, 513 miles, in 599 minutes. This is actual elapsed time and includes all stops. Engines were changed twice and one engineer was relieved. All the regular stops were made and one extra, when an air brake hose burst and had to be repaired at the expense of over two minutes of time.

A burned out bridge near Medicine Bow, Wyo., delayed the mail five hours and thirty minutes and the train reached Cheyenne five hours late. It was necessary to reach Council Bluffs on time or pay a heavy fine to the government. Cheyenne to Sidney, 102 miles, was made in 107 minutes, engines were changed and the run from Sidney to Council Bluffs, 133 miles, was made in 115 minutes. On this run a stop was made at Julesburg to get the Colorado mail. From North Platte to Grand Island, 125 miles, the time was 154 minutes. Engines being changed at Lexington and other stops being necessary.

From Grand Island to Council Bluffs, 155 miles, the time was 155 minutes, including a stop of over five hours late. It was necessary to reach Council Bluffs with 13 minutes to spare, the actual average running from Cheyenne being a little more than 62½ miles an hour.

The most wonderful burst of speed was shown on the 100-mile stretch between Grand Island and Ames, Neb. This was covered in 33 minutes, actual time. From this must be deducted five minutes for the delay with the broken hose at Columbus, making the time 88 minutes for the 100 miles, including all regular stops, or more than 88 miles an hour.

THREE MEN ASPHYXIATED.

Hard Coal Gas Causes Death in a Tunnel.

Port Huron, Mich., Nov. 29.—Asphyxiation caused the death of three men in the Grand Trunk railway tunnel last night. The dead: Henry J. Courtney, engineer; Arthur Dunn, conductor; John Dalton, brakeman.

A train which was being hauled through to the Canadian side broke in two. The engine backed down to get the detached portion of the train, but for hours nothing was heard of the train. Finally a searching party found the dead bodies, and also rescued Michael Dunn and Henry Potter, brakemen, in an unconscious condition. Three members of the searching party were also overcome but were rescued by another party. The tunnel gas arises from the hard coal used by the locomotives.

More Rabbit Hunts.

The Oregon Short Line is projecting some more excursions after rabbits. The first of these will be held Sunday next, at which the people of Eureka will be given an opportunity of going out and slaughtering the bunnies.

The passenger department announces that it will be in the hands of the Union Pacific, which will be given to Tooele county from this city. The farmers out there will furnish teams for hauling game if the hunters will give them the ears of the rabbits. The Union Pacific will be paid for the dead bodies and the people want them exterminated. A date will be announced very soon.

Reduction in Rates.

Chicago, Nov. 29.—A number of reports were current today of reduction in the passenger rates between Chicago and the Missouri river. All of the roads have admitted that this was likely to come at any time as a result of the trouble between the Chicago-St. Paul lines, as some of the strong lines have been seriously considering the advisability of making a new reduction between Chicago and the Missouri river, but it is not likely that anything will be done until after the meeting of the lines on Wednesday of this week.

Notes and Personals.

Two new engines for the Western are expected daily.

Attorney Hobbs was gone east over the Rio Grande Western.

James M. Harvey and family have gone to their future home on the coast. They left via the Short Line.

Miss Jessie Bartlett leaves for San Diego over the Western on Thursday, where she will spend the winter.

John T. Clark, traveling passenger agent of the Rock Island, with headquarters at Denver, is in the city on business connected with his road.

Commercial Agent Downing of the Milwaukee is distributing some very excellent reading matter on the electric light service on his road, throughout the city.

Miss Allie Hughes, Norfolk, Va., was frightfully burned on the face and neck. Pain was instantly relieved by Dr. W. H. Hays' Ointment. The injury without leaving a scar. It is the famous pile remedy. A. C. Smith, C. D. Swift.

Tremendous Cutting and Slashing of Prices in every department.

F. AUERBACH & BRO.

A Big Success.

High class vaudeville. Lyceum, 10, 20, 30 cents.

GIVEN TO THE HERALD

Contract For Publishing the Delinquent Tax List.

THE THREE DAILIES BID

ROAD MATTERS CONSIDERED BY THE COUNTY COMMISSIONERS.

Petition For the Appointment of William Thompson as Justice of the Peace at Bingham—Miscellaneous Business Dropped Off.

Imbued with a desire to have the delinquent tax list published in the paper that reaches the largest number of readers, and at the lowest cost consistent with the attainment of the object intended, the board of county commissioners yesterday awarded the contract for the required publication to The Herald.

For publishing each name and description the Deseret News bid 10¢, cents for ten consecutive publications. The Tribune bid 3¢, cents, which is 10¢ more than the rate the law permits the county treasurer to collect. Part of the costs from delinquent taxpayers. The Herald's bid was 2¢, cents for ten daily publications; 15¢, cents for both daily and semi-weekly; 9¢, cents for one paper and one publication in the semi-weekly edition only. After a full discussion of the matter, the conclusion was reached that the best interests of the county and the delinquent taxpayers would be subserved by ordering the publication of the list in The Herald, daily and semi-weekly, the first publication to commence next Monday. The cost of the list is against the road committee.

ROAD MATTERS CONSIDERED.

A large number of taxpayers residing west of the Jordan river petitioned for the expenditure of not less than \$500 to assist them in constructing and improving a road from the intersection of Fourteenth South and the Redwood highway westward to the foothills. It was represented that the proposed road would be of great general benefit and could be kept in good condition at less expense than the highway in the part of the county. The petition was referred to the road committee.

A large number of annual reports from district road supervisors were referred for audit.

SUNDAY PROCEEDINGS.

The petition of Elmer and others for the appointment of William Thompson to the vacant justiceship of the peace at Bingham, was referred to the county attorney for recommendation as to whether Mr. Thompson and George E. Lee, who was elected to the place a year ago, but did not wish to qualify until now, on account of press of other duties.

McKinley & McLeod, who have the contract for the new sewer, have made additional on their contract for making double the amount of single footings change being directed by Architect Dallas. The matter was referred to the architect.

The petition of E. S. Lovess for the appointment of E. S. Lovess as county bee inspector, was referred to the county attorney.

The regulation of Engineer Lawrence for a volt meter to measure the current of the electric elevator was granted, the city engineer having approved it.

A new warrant in the sum of \$4.75 was issued to Samuel Butterfield to take the place of the one he had lost, upon his executing a bond in double the amount.

The request of Secretary Moreton, of the board of education, for the use of five of the county's voting booths, free of charge, for Wednesday's school board election, was granted.

Several petitions for relief from alleged erroneous assessments and delinquent tax orders were referred to the board of county commissioners.

STATE LAND BOARD.

Two Decisions of Importance—Routine Business Disposed Of.

The board of land commissioners, at its session yesterday morning, made a double-edged decision, which put a taboo on the claims of John Butters and Cyrus E. Clark, both of whom were seeking to purchase a preference right to purchase the same tract of land in Cache county.

Clark alleged that he had sold his interest in the land to Butters several months ago, but that Butters had failed to pay the stipulated amount, and that consequently he was entitled to the preference right of purchase.

Butters opposed this claim by saying he had been in possession of the land for many years, and that he was a bona fide settler at the time his application was made.

Both decisions were viewed as important, as they will furnish precedents for the board in similar cases, and applications which may come up in the future.

The application papers and maps of the Lake Bonneville Water & Power company, which the land office received by the board yesterday, so that corrections may be made to conform with the letters recently received from the United States land office. The company is in the hands of the land office, and a few days prior to the time the Lake Bonneville company's application was filed, several home-stated applications had been entered in the land office. There were also on file a number of pre-emption entries dating as far back as 20 years, which will have to be adjusted. It is considered likely that the Bonneville company will find a solution of the home-stated filings by buying them out.

The holders of the pre-emption entries, who have failed to perfect the applications were ordered yesterday to show cause why they should not be cancelled.

QUARANTINE REGULATIONS.

Commissioner Dalby Finds It Necessary to Caution Doctors.

Health Commissioner Dalby has found it necessary to caution his brother doctors about violations of the quarantine regulations. The warning applies also to parents, and is embodied in the following notice, issued yesterday to all local practicing physicians:

Several instances proving the evil result of what seems to be a more or less common practice of the physicians in sending out of the city persons suffering away of children who are members of families in which there is existing scarlet fever or diphtheria, to relatives or friends in other portions of the city, have come to the attention of the board of health, and made it necessary for the board to call your attention to this matter, and to state to you that the sending away of children from their homes in which scarlet fever or diphtheria has occurred, is a violation of the quarantine rules, as well as the rules of this board.

The necessity for enforcing this rule must be apparent to you, and you are requested in future not to warrant or recommend the sending away of children from their homes where contagious or infectious diseases exist without the consent of the board of health. This will apply also to servants, as well as to all members of the household. Rule 4 of the quarantine regulations covers this point, and to this your attention is respectfully invited.

In reporting cases of contagious diseases to this office, it is suggested that the notice be given through the telephone, "No. 451." This suggestion is not intended for the purpose of superseding the written notices, but to insure promptness in quarantining the places where the disease exists.

Real Estate Transfers.

Abstract of instruments filed with the recorder, Nov. 29, 1907, compiled by the Security Abstract company:

W. L. Hicks to L. B. McKemmon, lots 22 to 25, block 2, Park View, 1/20.

this matter, and to state to you that the sending away of children from their homes in which scarlet fever or diphtheria has occurred, is a violation of the quarantine rules, as well as the rules of this board.

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Francis Fritsch to Nils Bogedahl, lots 22 to 25, block 2, Park View, 1/20.

Nils Bogedahl to Francis Fritsch, same as above.

Francis Fritsch to Winifred Kessler, same as above.

Winifred Kessler to Francis Fritsch, same as above.

Joseph Coul, Jr. to Joseph Coul, Jr., part of section 4, township 3